

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

SAMUEL DAVIS and SHAWN RICE,

Defendants.

2:09-CR-78 JCM (RJJ)

**ORDER**

Presently before the court is defendant Samuel Davis' motion to extend time. (Doc. #224). The government filed an opposition. (Doc. #226). Defendant then filed a reply. (Doc. #227).

On October 27, 2011, the court sentenced defendant to 57 months custody per count, to run concurrently, and ordered defendant to self-surrender by 12:00 pm on January 31, 2012. (Doc. #204). Defendant now moves for a ninety (90) day extension of the self-surrender date. (Doc. #224). The motion reports that Douglas M. Linford, D.O. of the Adams County Health Center recently examined defendant. (Doc. #224). Dr. Linford found that defendant's oral diabetic medication is not controlling his diabetes. (Doc. #224, Ex. 1). Thus, Dr. Linford recommends that defendant remain under the care of the Humphrey's Diabetic Center while his medication is switched to insulin. (Doc. #224, Ex. 1).

The government opposes the motion, arguing that defendant has sought multiple delays throughout the course of this case. (Doc. #226). Further, the government asserts that the medical facilities at the Bureau of Prisons are well-equipped to handle the defendant's diabetic condition. (Doc. #226). In reply, defendant notes that many of the delays in this case were the result of

1 stipulated continuances. (Doc. #227).

2 The court finds that the seriousness of defendant's medical condition weighs in favor of  
3 granting the motion.

4 Accordingly,

5 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant Samuel Davis'  
6 motion to extend time (doc. #224) be, and the same hereby is, GRANTED. Defendant is ordered  
7 to self-surrender by 12:00 noon on April 27, 2012.

8 DATED January 30, 2012.

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11 UNITED STATES DISTRICT JUDGE